

LAW OFFICES
LEYDIG, VOIT & MAYER, LTD.
TWO PRUDENTIAL PLAZA, SUITE 4900
CHICAGO, ILLINOIS 60601-6780

RECEIVED
CENTRAL FAX CENTER

OCT 06 2005

TELEPHONE: (312) 616-5600

TELECOPY: (312) 616-5700 (G3)
(312) 849-0495 (G4)

FACSIMILE COVER SHEET

DATE: OCTOBER 6, 2005

NUMBER OF PAGES (INCLUDING
THIS TRANSMITTAL COVER SHEET): 16

ATTORNEY DOCKET NO. 226749

FROM: JOHN KILYK, JR.
REGISTRATION NO. 30,763

DIRECT LINE: (312) 616-5665

TO: EXAMINER E. SLOBODYANSKY (GROUP 1652)
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C.

TEL NUMBER: (571) 272-0941
FAX NUMBER: (571) 273-0941

IN RE APPLN. OF: Sogabe et al.
APPLICATION NO. 10/807,228
FILED: March 23, 2004
GROUP ART UNIT: 1652
EXAMINER: E. Slobodyansky

ATTACHED PLEASE FIND THE FOLLOWING DOCUMENTS:

- Communication (2 pages)
- Form PTO-1083 (1 page, in duplicate)
- Corrected Reply to Office Action (9 pages)
- Supplemental Declaration for Reissue Patent Application to Correct "Errors" Statement (2 pages)

A confirmation copy of the transmitted document will:

☒ Not be sent. This will be the only form of delivery of the transmitted document.

The information contained in this facsimile transmission is intended only for the use of the individual or entity named above and those properly entitled to access to the information and may contain information that is privileged, confidential, and/or exempt from disclosure under applicable law. If the reader of this transmission is not the intended or an authorized recipient, you are hereby notified that any unauthorized distribution, dissemination, or duplication of this transmission is prohibited. If you have received this transmission in error, please immediately notify us by telephone or facsimile. Thank you.

OCT 06 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/807,228

Applicant: Sogabe et al.

Filed: March 23, 2004

TC/AU: 1652

Examiner: E. Slobodyansky

Docket No.: 226749-Tak (Client Reference No. 20462-CPA-RI-RCE-DIV)

Customer No.: 23460

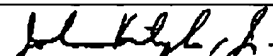
Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMUNICATION

Sir:

In response to the telephonic request of Examiner Slobodyansky on September 20, 2005, Applicants herein submit a "Corrected Reply to Office Action," which sets forth the "Amendments to the Claims" and "EXHIBIT A - Additional Claim Amendments" in the format specified by 37 C.F.R. § 1.173(b). Additionally, as requested, Applicants herein submit a "Supplemental Declaration for Reissue Patent Application to Correct 'Errors' Statement."

Examiner Slobodyansky has indicated that the currently pending claims of the subject application are allowable. Accordingly, Applicants believe that the submission of the requested Corrected Reply to Office Action and the Supplemental Declaration place the subject application in condition for allowance.

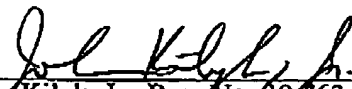
MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10			
I hereby certify that this document and all accompanying documents are, on the date indicated below, being <input checked="" type="checkbox"/> facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571) 273-0941.			
Name (Print/Type)	John Kilyk, Jr.		
Signature		Date	October 6, 2005

Application No. 10/807,228

Reply to Office Action

If, in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is invited to call the undersigned attorney.

Respectfully submitted,



John Kilyk, Jr., Reg. No. 40,763
LEYDIG, VOIT & MAYER, LTD.
Two Prudential Plaza, Suite 4900
180 North Stetson Avenue
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

Date: October 6, 2005

RECEIVED
CENTRAL FAX CENTERPATENT
Attorney Docket No. 226749-Tak
Client Reference No. 20462-CPA-RI-RCE-DIV
Date: October 6, 2005In re Application of: Sogabe et al.
Application No. 10/807,228
Filed: March 23, 2004
For:

OCT 06 2005

CREATINE AMIDINOHYDROLASE, PRODUCTION THEREOF AND USE THEREOF

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a corrected reply to an office action in the subject application.

- ☐ Small entity status is claimed for this application under 37 CFR 1.27.
- ☒ Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
- ☒ Other: Supplemental Declaration for Reissue Patent Application to Correct "Errors" Statement
- ☒ Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
TIME EXTENSION PETITION FEE		none			\$ 0.00		\$ 0.00	
	subtract time extension fee previously paid	none			(\$ 0.00)		(\$ 0.00)	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	3	MINUS	23	= 0	x 25=	\$	x 50=	\$0.00
INDEPENDENT	2	MINUS	4	= 0	x 100=	\$	x 200=	\$0.00
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 180=	\$	+ 360=	\$0.00
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL	\$0.00

- ☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,
LEYDIG, VOIT & MAYER, LTD.Leydig, Voit & Mayer, Ltd.
Two Prudential Plaza, Suite 4900
180 North Stetson Avenue
Chicago, Illinois 60601-6780
(312) 816-5800 (telephone)
(312) 616-5700 (facsimile)By 
John Kilyk, Jr., Reg. No. 30,763

Amendment or ROA Transmittal (Revised 2/17/05)

OCT. 6. 2005
FORM PTO-1083

1:19PM

LVM 312 616 5700

NO. 6623 P. 5

RECEIVED
CENTRAL FAX CENTER

PATENT
Attorney Docket No. 226749-Tak
Client Reference No. 20462-CPA-RI-RCE-DIV
Date: October 6, 2005

OCT 06 2005

In re Application of: Sogabe et al.
Application No. 10/807,228
Filed: March 23, 2004
For:

CREATINE AMIDINOHYDROLASE, PRODUCTION THEREOF AND USE THEREOF

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a corrected reply to an office action in the subject application.

- ☐ Small entity status is claimed for this application under 37 CFR 1.27.
- ☒ Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
- ☒ Other: Supplemental Declaration for Reissue Patent Application to Correct "Errors" Statement
- ☒ Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
TIME EXTENSION PETITION FEE		none			\$ 0.00		\$ 0.00	
	subtract time extension fee previously paid	none			(\$ 0.00)		(\$ 0.00)	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	3	MINUS	23	= 0	x 25=	\$	x 50=	\$0.00
INDEPENDENT	2	MINUS	4	= 0	x 100=	\$	x 200=	\$0.00
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 180=	\$	+ 360=	\$0.00
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL	\$0.00

- ☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,
LEYDIG, VOIT & MAYER, LTD.

By

John Kilyk, Jr., Reg. No. 30,783

Leydig, Voit & Mayer, Ltd.
Two Prudential Plaza, Suite 4900
180 North Stetson Avenue
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

Amendment or ROA Transmittal (Revised 2/17/05)